

August 12, 2022

VIA ECF & ELECTRONIC MAIL

Hon. Andrew L. Carter Jr.
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007
ALCarterNYSDChambers@nysd.uscourts.gov

Re: *In re Bit Digital, Inc. Sec. Litig.*, No. 1:21-cv-00515-ALC (S.D.N.Y.)

Dear Judge Carter:

We are pleased to advise the Court the parties have reached an agreement in principle to settle all claims in this action on a class-wide basis, subject to the Court's approval under Fed. R. Civ. P 23(e). The parties expect to fully reduce their agreement to writing, and thereafter, Plaintiffs will move pursuant to Fed. R. Civ. P. 23(e)(1) for an order certifying a settlement class for the purposes of judgment on the settlement proposal and authorizing the publication of notice to the settlement class (the "Preliminary Approval Motion"). Defendants will not oppose the Preliminary Approval Motion.

Given that motions are currently pending before the Court (ECF Nos. 40, 57), we wanted to inform the Court promptly of this development.

Very truly yours,

/s/ Jeffrey C. Block
Jeffrey C. Block
Jacob A. Walker
Block & Leviton LLP
260 Franklin Street, Suite 1860
Boston, MA 02110
(617) 398-5600

/s/ Stuart Kagen
Stuart Kagen
Kagen, Caspersen & Bogart PLLC
757 Third Avenue, 20th Floor
New York, NY 10017
(212) 880-2045